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U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

1 JEFFREY B. SETNESS, CA Bar No. 96773

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2 **FABIAN & CLENDENIN, P.C.**

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6 Incoming Attorney for Plaintiff ERG Aerospace
Corporation

7
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 ERG AEROSPACE CORPORATION,

12 Plaintiff,

13 vs.

14 UNITED STATES OF AMERICA,

15 Defendant.

) Case No. 3:13-cv-2973 VC

) **STIPULATION TO SUBSTITUTE**
) **ATTORNEYS AND ~~PROPOSED~~ COURT**
) **ORDER (LOCAL CIVIL RULE 7-12)**
) AS MODIFIED

16
17 JUDGE: HON. VINCE CHHABRIA

18 UNITED STATES OF AMERICA,

19 Counterclaim-Plaintiff,

20 vs.

21 ERG AEROSPACE, ENERGY RESEARCH &
22 GENERATION, INC., individually, and d/b/a
23 ERG MATERIALS & AEROSPACE CORP.,

24 Counterclaim-Defendants.

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SUBSTITUTION OF ATTORNEYS

Case No. 3:13-cv-2973 VC

FILED

1 In accordance with Rule 7-12 of the United States District Court, Northern District of
2 California, Civil Local Rules, Jeffrey B. Setness, Esq. of the law firm FABIAN & CLENDENIN,
3 P.C., hereby files this Stipulation to Substitute Attorneys and Proposed Order:


4 Plaintiff and Counterclaim Defendants ERG AEROSPACE CORPORATION and/or
5 ENERGY RESEARCH & GENERATION, INC. hereby nominate and appoint Jeffrey B. Setness,
6 Esq. of the law firm FABIAN & CLENDENIN, P.C., to represent them in the above-entitled action,
7 in place and instead of Thomas F. Carlucci, Esq. and Mark Thomas Schieble, Esq. of the law firm of
8 FOLEY & LARDNER, LLP.
9


10 Dated this 11 day of June, 2014. ERG AEROSPACE CORPORATION
ENERGY RESEARCH & GENERATION, INC.

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12 
13 BY: BRYAN LEYDA

14 We agree to the substitution of Jeffrey B. Setness, Esq. of the law firm FABIAN &
15 CLENDENIN, P.C. to represent Plaintiff and Counterclaim Defendants ERG AEROSPACE
16 CORPORATION and/or ENERGY RESEARCH & GENERATION, INC. in the above-entitled
17 action, in our place and stead.

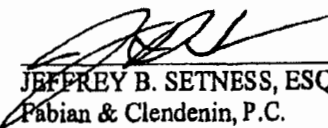
18 Dated this 12 day of June, 2014.

19 
20 THOMAS F. CARLUCCI, ESQ.
Foley & Lardner LLP
555 California Street, Suite 1700
San Francisco, California 94104

21 
22 MARK THOMAS SCHIEBLE, ESQ.
Foley & Lardner LLP
555 California Street, Suite 1700
23 San Francisco, California 94104
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I hereby agree to accept this substitution to represent Plaintiff and Counterclaim Defendants
ERG AEROSPACE CORPORATION and/or ENERGY RESEARCH & GENERATION, INC. in
the above-entitled action.

Dated this 11th day of June, 2014.


JEFFREY B. SETNESS, ESQ.
Fabian & Clendenin, P.C.
10655 Park Run Drive, Suite 130
Las Vegas, Nevada 89144

ORDER

~~PURSUANT TO STIPULATION, IT IS SO ORDERED.~~

~~DATED this _____ day of June, 2014~~

~~JACQUELINE SCOTT CORLEY
UNITED STATES MAGISTRATE JUDGE~~

*See page 4 for modified order.

ORDER AS MODIFIED

The Motion to Withdraw as Counsel is denied as moot. The Court orders the parties to appear for a Case Management Conference on June 19, 2014, at 1:30 p.m. The parties must meet and confer prior to Thursday and be prepared to propose a trial management schedule at the Case Management Conference.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: June 17, 2014



VINCE CHHABRIA
UNITED STATES DISTRICT JUDGE